

AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT**

for the

\_\_\_\_\_ District of \_\_\_\_\_

\_\_\_\_\_  
*Plaintiff(s)*

v.

\_\_\_\_\_  
Civil Action No.\_\_\_\_\_  
*Defendant(s)***SUMMONS IN A CIVIL ACTION**To: *(Defendant's name and address)*

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**BRENNNA B. MAHONEY**  
CLERK OF COURT

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

*RIDER TO SUMMONS IN A CIVIL ACTION*

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

-----X  
**MARTINE VIRGILE, EMMANUEL VIRGILE,  
FABIENNE TOUSSAINT, S.L., a minor, by his  
mother and natural guardian, MARTINE  
VIRGILE,**

**Case No.: 1:23-cv-09482**

**Plaintiffs,**

**-against-**

**THE CITY OF NEW YORK, POLICE OFFICER  
JOHN DOE, POLICE OFFICER JOHN DOES # 1-  
10, UNITED STATES OF AMERICA, and  
DEPUTY MARSHAL JOHN DOES #1-10,**

**Defendants.**

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**SUMMONS IN A CIVIL ACTION**

To: (Defendants' names and addresses)

- |    |   |   |
|----|---|---|
| 1. | THE CITY OF NEW YORK<br>100 Church Street<br>New York, NY 10007   | USMS Tort Team<br>Office of General Counsel, CG-3,<br>15 <sup>th</sup> Floor<br>United States Marshals Service<br>Washington, DC 20530-0001 |
| 2. | UNITED STATES OF AMERICA<br>Attorney General of the United States<br>U.S. Department of Justice<br>950 Pennsylvania Avenue, NW<br>Washington, DC 20530-0001 | 3. POLICE OFFICER JOHN DOE  |
|    | U.S. Attorney's Office<br>Eastern District of New York<br>271 Cadman Plaza East<br>Brooklyn, NY 11201   | 4. POLICE OFFICER JOHN DOES<br>#1-10  |
|    |   | 5. DEPUTY MARSHAL JOHN DOES<br>#1-10  |